

HONORABLE ROBERT S. LASNIK

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

JOSEPH A. KENNEDY,

Plaintiff,

v.

BREMERTON SCHOOL DISTRICT,

Defendant.

CASE NO. 3:16-CV-05694-RAJ

JOINT STIPULATION

Pursuant to the Court's August 26, 2022 Order, the Parties submit the following stipulation:

1. Plaintiff Joseph Kennedy ("Kennedy") is entitled to declaratory relief consistent with the U.S. Supreme Court's opinion in this case. *The parties disagree on the specific wording of the declaratory relief.*
2. Kennedy is entitled to injunctive relief consistent with the U.S. Supreme Court's opinion in this case.
 - a. Kennedy is to be reinstated to his previous position as assistant coach of the Bremerton High School football team on or before March 15, 2023. The

District may require Kennedy to complete all necessary hiring forms and certifications before allowing him to supervise players.

b. Bremerton School District shall not interfere with or prohibit Kennedy from offering a prayer consistent with the U.S. Supreme Court's opinion. *The parties disagree on the specific wording of this portion of the injunction.*

c. Bremerton School District must construe all District policies and procedures to permit the activity described above.

d. Bremerton School District cannot retaliate against or take any future adverse employment action against Kennedy for conduct that complies with the terms of the Court's Order.

3. Kennedy is entitled to reasonable attorneys' fees and costs. Kennedy shall submit a fee application within 60 days of the Court's entry of Judgment.

4. The parties will file a joint submission on November 8, 2022, with each side's proposed wording on the disputed issues of the declaratory and injunctive relief and supporting arguments. Each side will be limited to no more than five pages, not including an attachment consisting of the full text of the party's proposed order. The submission will be noted for the Court's consideration on November 8, 2022.

1 Dated: October 25, 2022

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CERTIFICATE OF SERVICE

I hereby certify that on October 25, 2022, the foregoing document was served via electronic filing on all counsel of record in this case.

/s/ Devin S. Anderson
Counsel for Plaintiff